

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

IN RE: DIRECT STREAM, LLC

Debtor.

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BRANDON FREEMAN,

Appellant,

v.

SWOOP SEARCH, LLC,

Appellee.

C. A. No. 20-660-MN  
Bankruptcy Case No. 20-10534 (MFW)  
Bankruptcy BAP No. 20-10

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IN RE: DIRECT STREAM FEDERAL, LLC

Debtor.

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BRANDON W. FREEMAN,

Appellant,

v.

SWOOP SEARCH, LLC,

Appellee.

C. A. No. 20-661-MN  
Bankruptcy Case No. 20-10535 (MFW)  
Bankruptcy BAP No. 20-11

**RECOMMENDATION**

At Wilmington this **15th** day of **June, 2020**.

WHEREAS, pursuant to paragraph 2(a) of the Procedures to Govern Mediation of Appeals from the United States Bankruptcy Court for this District dated September 11, 2012, the court conducted an initial review, which included information

from counsel, to determine the appropriateness of mediation in this matter;

WHEREAS, this Recommendation involves two related Bankruptcy Court appeals. As a result of the above screening process, the issues involved in this case are not amenable to mediation and mediation at this stage would not be a productive exercise, a worthwhile use of judicial resources nor warrant the expense of the process.

The parties request that the following briefing schedule be entered:

Appellant's Opening Brief	July 15, 2020
Appellee's Answering Brief	August 14, 2020
Appellant's Reply Brief	August 28, 2020

THEREFORE, IT IS RECOMMENDED that, pursuant to paragraph 2(a) Procedures to Govern Mediation of Appeals from the United States Bankruptcy Court for this District and 28 U.S.C. § 636(b), these matters be withdrawn from the mandatory referral for mediation and proceed through the appellate process of this Court. No objections to this Recommendation pursuant to 28 U.S.C. § 636(b)(1)(B), FED. R. CIV. P. 72(a) and D. DEL. LR 72.1 are anticipated since it is consistent with the parties' joint request.

Local counsel are obligated to inform out-of-state counsel of this Order.

/s/ Mary Pat Thyng  
Chief U.S. Magistrate Judge